



Docket No.: 1572.1169

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Woo-hyoung LEE

Serial No. 10/691,568

Group Art Unit: 2624

Confirmation No. 7526

Filed: October 24, 2003

Examiner: Gregory F. CUNNINGHAM

For: SECURITY SYSTEM AND SECURITY METHOD USING FINGERPRINTS

COMMENTS REGARDING STATEMENT OF REASONS FOR ALLOWANCE

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

A Statement of Reasons for Allowance was forwarded in the Notice of Allowability mailed February 6, 2008.

MPEP §1302.14 states, in part:

Where specific reasons are recorded by the examiner, care must be taken to ensure that statements of reasons for allowance (or indication of allowable subject matter) are accurate, precise and do not place unwarranted interpretations, whether broad or narrow upon the claims. The examiner should keep in mind the possible misinterpretations of his or her statement that may be made and its possible estoppel effects.

The reasons for allowance set forth starting on page 2 of the Notice of Allowability include descriptions and characteristics of the references of record. It is submitted that such characterizations are not proper "reasons for allowance" as directed by 37 C.F.R. §1.104 and as explained in M.P.E.P. §1302.14. In particular, a discussion of the prior art is specifically identified in Example (F) of M.P.E.P. §1302.14 as a statement which is not a suitable reason for allowance.

In summary, it is submitted that the Examiner's Statement "raises possible misinterpretations... and possible estoppel effects" (M.P.E.P. §1302.14) and is therefore improper.

Respectfully submitted,

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By:



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Date: April 22, 2008

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